IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
ORDINARY ORIGINAL CIVIL JURISDICITON.

WRIT PETITION (L) NO. 2462 OF 2005

Sanjay Shivaji Bhosale..... ..... Petitioner.
V/s
Chief Workshop Manager, Central Railway & Ors .... Respondents.

Ms.Vijaylaxmi Nikam, Adv. for the petitioner.

Mr. Y.S. Bhate with Anil C. Singh for respondent No.2.

CORAM: V.G. PALSHIKAR
AND
D.B. BHOSALE, JJ.
21.10.2005

PC:

This petition is directed against an order made by the respondents rejecting the permission to appear for All India Trade Test in diesel mechanic trade conducted by the National Council. The reason given for rejection is appealable and an appeal has also been lodged by the petitioner. The petitioner cannot therefore pursue two remedies against one order simultaneously. Apart from that the Appellate Court also has the power to consider the question of age bar because of the pendency of the appeal.

2. The petitioner also has opportunities to appear for subsequent examinations in the event of appellate decision coming in his favour. In view of the availability of all these avenues, we see no reason to interfere. We however desire that the Appellate Authority shall decide the appeal as expeditiously as possible taking into consideration the observations made herein before. Writ Petition accordingly stands disposed of.